

REGULAR MEETING of the Burrillville Town Council held Wednesday, June 22, 2011 at 7:00 P.M. in the Town Council Chambers, 105 Harrisville Main St., Harrisville for and within the Town of Burrillville.

PRESENT: Council President Nancy F. Binns, Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson

MEMBERS ABSENT: None

1. Council President Nancy F. Binns led those present in pledging allegiance to the flag.

2. VOTED to accept the minutes of the regular meeting held May 11, 2011 and dispense with the reading of said minutes.

Motion by Councilor Wallace F. Lees. Seconded by Councilor Margaret L. Dudley. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.

3. Public Comment: None

4. General Good and Welfare of the Town of Burrillville

Councilor Margaret L. Dudley extended congratulations to Burrillville High School 2011 graduates.

Councilor Kevin D. Heitke announced the Spring Lake Beach summer entertainment calendar. Shows are scheduled for Thursdays at 1:00 P.M. throughout the summer.

Councilor Edward J. Blanchard echoed Councilor Dudley's wishes to the graduates.

Councilor Edward J. Blanchard announced the 2011 Burrillville/Glocester RI Relay For Life, scheduled for June 24 and 25, 2011 at Branch River Park.

Councilor David J. Place announced a July 8, 2011 fundraiser in support of the 2011 Susan G. Komen 3-Day for the Cure® in Boston. Interested parties were encouraged to contact Erin Todisco-Place.

Council President Nancy F. Binns extended thanks to Conrad P. Zahn, Adjutant, Berard Desjarlais Post, for his work in repainting signs that identify town parks and buildings.

Council President Nancy F. Binns commented on the participation of the Callahan students in the Flowers for Faith project. Council President Binns recognized the students and the many organizations and town staff involved in the project. The plants are available at the

Burrillville Farmers' Market.

5. Petitions: None

6. Special Business:

11-182 Burrillville Police Department promotions

- **Major Lareto P. Guglietta**
- **Lieutenant Dennis Leahey**
- **Sergeant Jason Eddy**
- **Inspector Michael D. Bouchard**

Council President Nancy F. Binns introduced the officers who had been promoted, reviewing their careers and accomplishments. At the request of the Council President, Joseph P. Carroll, Esq., Judge of the Burrillville Municipal Court administered the oath to the officers. The Town Council, Administration, and family and friends of the officers extended congratulations.

11-183 Commendation of Officer Kathleen Kelley for outstanding performance of duty on May 28, 2011.

Council President Nancy F. Binns recognized Officer Kathleen Kelley, reading the commendation from Colonel Bernard E. Gannon, Chief of

Police, as follows:

Memorandum

#6 – 2011

Date: June 7, 2011

To: All Personnel

From: Colonel Bernard E. Gannon, Chief of Police

Subject: Outstanding Performance of Duty

On May 28th, 2011, Sergeant Brian Pitts and Officer Kathleen Kelley responded to the area of 400 Wallum Lake Road for a motor vehicle accident. Officer Kelley arrived at the scene and observed a vehicle partially submerged in Wilson's Reservoir. The operator of the vehicle, identified as Amy Santos, had been removed from the vehicle by a male bystander. Ms. Santos was bleeding from her head and mouth and not breathing. Officer Kelley stabilized Santos' head and neck and felt a weak pulse but she was still not breathing. Helped by the male bystander, Officer Kelley rolled Ms. Santos onto her side and cleared her airways. After clearing her mouth of blood, Ms. Santos began to breathe.

Major Lareto Guglietta responded to the scene of the accident. He observed that Officer Kelley was wet from the waist down but remained and assisted in the accident reconstruction.

In a written communication, Pascoag Fire Chief John DeFusco commended Officer Kelley "For her quick actions at the recent auto accident on Wallum Lake Road." Major Guglietta and Sergeant Pitts

also submitted reports commending Officer Kelley.

Officer Kelley's quick and professional response to a life or death situation most likely saved the life of Amy Santos. Although wet from entering the water and blood splattered, she remained on the scene to assist in the accident investigation.

Officer Kelley's actions on May 28th reflect the highest expectations of the Burrillville Police Department. For her meritorious actions, Officer Kathleen Kelley is commended and awarded one (1) day off with pay.

11-184 VOTED to grant a citation recognizing Craig Jennings for five years of service with the Pascoag Fire Department.

Motion by Councilor Wallace F. Lees. Seconded by Councilor Margaret L. Dudley. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.

11-185 VOTED to grant citations recognizing D & B Performance and Strate Edge Barber Shop for their participation in the First Annual Anti-Bullying Walk.

Motion by Councilor Wallace F. Lees. Seconded by Councilor Margaret L. Dudley. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors

Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.

11-186 Application for an annual Victualer's License from Vanessa Holland d/b/a Dilly's, to apply at Hill Road, Harrisville (Assessor's Map 124, Lot 006) in a building owned by Janet Mignone.

Note: Issuance recommended subject to

- 1) approval of the Rhode Island Department of Health**
- 2) approval of the building official**
- 3) approval of fire department**
- 4) submission of certificate of insurance**
- 5) payment of local taxes**

Note: The certificate of insurance and payment of taxes were verified. The approval of the Rhode Island Department of Health, building official and fire department were pending the completion of renovations, after which inspections would be conducted. The clerk was instructed to verify that workers' compensation insurance was not listed because the business would have no employees but would be owner-operated.

VOTED to grant, subject to all stipulations.

Motion by Councilor Wallace F. Lees. Seconded by Councilor Margaret L. Dudley. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors

Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.

11-187 Application for an annual Hawkers & Peddlers License from Christy Laferriere d/b/a The Hot Dog House to apply at 158 Chapel Street, Harrisville

Note: Issuance recommended subject to

1) determination by the Department of Health

2) clarification of ownership of the property and signature of the owner

Note: The certificate of insurance was verified. The clerk was instructed to verify the building ownership, to ensure that the owner approved, and to verify approval of the Rhode Island Department of Health.

VOTED to grant, as long as the stipulations are completed.

Note: The certificate of insurance and payment of taxes were verified. The approval of the Rhode Island Department of Health was pending.

Motion by Councilor Wallace F. Lees. Seconded by Councilor Kevin D. Heitke. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.

11-188 VOTED to grant one-day licenses to Annette Rose and Timothy Fry d/b/a Camden A. Fry Memorial Fund to apply at South Main Street, Pascoag, (Assessor's Map 265, Lots 01 and 03) on property owned by Norma Lohr, 35 Walt's Way, Chepachet for the Camden A. Fry Memorial BBQ to be held at 2:00 P.M. on August 20, 2011.

Motion by Councilor Stephen N. Rawson. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.

11-189 VOTED to grant the renewal of Private Detective License #4 to Gerald L. Lapierre d/b/a G.L. Lapierre & Company, Inc.

Motion by Councilor Wallace F. Lees. Seconded by Councilor Edward J. Blanchard. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.

7. Public Hearings: None

8. Unfinished Business: None

9. New Business:

11-190 VOTED to declare surplus certain items, as listed.

Motion by Councilor Wallace F. Lees. Seconded by Councilor Margaret L. Dudley. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.

11-191 VOTED to authorize Louise R. Phaneuf, Town Clerk, to withdraw \$50.00 from the Austin T. Levy Memorial Fund for flowers placed at the Levy gravesite.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.

11-192 VOTED To receive with regret the correspondence regarding the resignation of Christine Mattera on the Burrillville Narcotics Guidance Council, to send a letter of thanks, and to refer the vacancy to the Screening Subcommittee.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.

11-193 VOTED to approve Town Manager Michael C. Wood's appointment of Susan Makar as Tax Assessor.

Motion by Councilor Edward J. Blanchard. Seconded by Councilor Margaret L. Dudley. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.

Note: Council President Nancy F. Binns announced that item 11-194 would be delayed until later on the agenda, at the request of Don C. Wolfe, Chairman, Burrillville Sewer Commission.

11-194 Correspondence from Marco Schiappa, P.E., Associate Director, Rhode Island Department of Administration Division of Facilities Management, regarding his request to meet with town officials relative to U.E. Zambarano Hospital Wastewater.

Pending Legislation

11-195 VOTED to open discussion of other pending legislation.

Motion by Councilor Stephen N. Rawson. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.

House Bill 2011 – H5315

Council President Nancy asked that the Town Council consider Representative Cale Keable's request for support of House Bill 2011 – H5315 that would facilitate the creation of a waste-to-energy facility located in the city of Woonsocket. Council President Binns indicated that the purpose was to upgrade to cleaner technology. It was confirmed that the Woonsocket City Council had adopted a resolution in support of the bill.

VOTED to support, as follows:

Resolution of the Burrillville Town Council

in Support of House Bill 2011 – H 5315

An Act Relating to Health and Safety – Energy

Whereas, the U. S. Environmental Protection Agency classifies waste-to-energy plants as a source of renewable energy; and

Whereas, waste-to-energy opportunities have become available due to improvements in technology and these opportunities should be

explored as options for the State of Rhode Island, and

Whereas, there exists in Woonsocket a facility that operates as an incinerator for the disposal of sewage sludge which could be adapted to use as a waste-to-energy facility; and

Whereas, the generation of electricity from the incineration of sludge or other non-recyclable materials will not affect the recyclable material stream or impair the ability of Rhode Island Resource Recovery to achieve its desired recycling goals for the state; and

Whereas, the electricity generated could be used to provide electric power at a lower cost for the operation of the Woonsocket wastewater treatment facility or reduce the overall cost of operations for the city.

NOW, THEREFORE BE IT RESOLVED that we, the Town Council of the Town of Burrillville, support the City of Woonsocket's efforts to create a waste-to-energy facility in the city and does hereby support the passage House Bill 2011 - H 5315.

BE IT FURTHER RESOLVED that Town Clerk is hereby directed to forward a copy of this resolution the legislative delegation representing the Town of Burrillville and request their support of House Bill 2011 – H 5315.

Motion by Councilor Stephen N. Rawson. Seconded by Councilor Margaret L. Dudley. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.

Senate Bill 2011 – S0071

Senate Bill 2011 – S 0071 would extend the notification requirements regarding the dismissal, suspension or lay-off of teachers from March 1 to June 1. The benefits of the changes were discussed. It was noted that the Town Council had voted to support 2011 – S0071 at an earlier meeting.

Tax Cap Legislation – S3050

There was discussion of the Rhode Island Public Expenditure Council (RIPEC) press release and report recommending that no legislation be adopted that would alter the legislation. Councilors discussed contacting the legislators to voice opposition to the RIPEC view.

10. Town Clerk/Communication:

11-196 VOTED to support the Smithfield School Committee resolution opposing Contract Continuation

Motion by Councilor Margaret L. Dudley. Seconded by Councilor David J. Place. The motion carried, five in favor, two opposed. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Margaret L. Dudley, David J. Place and Stephen N. Rawson. Councilors Edward J. Blanchard and Kevin D. Heitke voted in opposition.

11-197 VOTED to receive and file the preliminary Notice of Potential Conversion of Wetlands and Floodplain related to the Harrisville Fire District application for financial assistance related to the development of a public water supply well on vacant land behind 35 Round Top Road, Harrisville (Map 142, Lot 111).

Motion by Councilor Margaret L. Dudley. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.

11. VOTED to receive reports #1 through 22:

- 1. Town Treasurer: No report**
- 2. Burrillville Sewer Commission: No report**
- 3. Tax Collector: Report of May 2011**
- 4. Department of Public Works: Reports of April and May 2011**
- 5. Chief of Police: Report of May 2011**
- 6. Office of Building Official: Report of May 2011**
- 7. Animal Control Officer: Report of May 2011**
- 8. Burrillville Housing Authority: Meeting of May 11, 2011**
- 9. Planning Board/Town Planner: Meeting of April 11, 2011**
- 10. Zoning Board of Review: No report**
- 11. Parks and Recreation Department: No report**
- 12. Information Systems Department: June 2011**

- 13. Burrillville Conservation Commission: No report**
- 14. Ordinance Subcommittee: Meeting of April 14, 2011**
- 15. Redevelopment Agency: Meeting of April 26, 2011**
- 16. B-PAC: No report**
- 17. Personnel Board: No report**
- 18. Screening Subcommittee: Meeting of April 18, 2011**
- 19. Budget Board: No report**
- 20. Burrillville School Committee: Meeting of May 10, 2011**
- 21. Emergency Management Agency: No report**
- 22. Rubbish & Recycling Committee: Meeting of April 18, 2011**

Motion by Councilor Wallace F. Lees. Seconded by Councilor Margaret L. Dudley. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.

12. Additional New Business:

Note: Council President Nancy F. Binns announced that the Town Council would hold a special meeting on Wednesday, June 29, 2011 at 7:00 P.M. in Town Council Chambers. The purpose of the meeting would be finalization of the FY2012 budget.

11-194 VOTED to refer to the Sewer Commission the correspondence from Marco Schiappa, P.E., Associate Director, Rhode Island

Department of Administration Division of Facilities Management, regarding his request to meet with town officials relative to U.E. Zambarano Hospital Wastewater.

Motion by Councilor Stephen N. Rawson. Seconded by Councilor Edward J. Blanchard.

Discussion: There was discussion of the importance of addressing the waste water treatment at Zambarano Hospital.

VOTE: The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.

11-198 VOTED to grant the request for executive session from Michael C. Wood, Town Manager, and Council President Nancy F. Binns, pursuant to Rhode Island Open Meeting Law:

[§42-46-5(a)(2)] for review, discussion and consideration related to Council 94, Local 186 Collective Bargaining Agreements; and

[§42-46-5(a)(1)] for consideration and action related to compensation.

NOTE: The affected person was notified of this request for executive session and has been informed of the right to request an open

meeting for this purpose.

Motion by Councilor Wallace F. Lees. Seconded by Councilor Stephen N. Rawson. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.

The Town Council returned to open session at 9:05 P.M.

VOTED to seal the minutes of executive session, noting that no votes had been taken.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor Wallace F. Lees. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.

VOTED to adjourn at 9:05 P.M.

Motion by Councilor Margaret L. Dudley. Seconded by Councilor Stephen N. Rawson. The vote was unanimous. Voting in favor of the motion were Council President Nancy F. Binns and Councilors Wallace F. Lees, Edward J. Blanchard, Margaret L. Dudley, Kevin D. Heitke, David J. Place and Stephen N. Rawson.

The meeting was recorded.

Louise R. Phaneuf, Town Clerk